

#358
1 BILL NO. G-88-07-23

2 GENERAL ORDINANCE NO. G-

3 AN ORDINANCE amending the Thoroughfare
4 Plan of the City Comprehensive ("Master")
5 Plan by vacating dedicated right-of-way thereof.

6 WHEREAS, a petition to vacate dedicated right-of-way
7 within the City of Fort Wayne (as more specifically
8 described below) was duly filed with the City Planning
9 Commission; and

10 WHEREAS, said Commission duly held a public hearing
11 thereon; and

12 WHEREAS, said Commission has duly forwarded its
13 recommendation to this body approving said petition, all in
14 accordance with I.C. 36-7-4-512(2) and this body having held
15 a public hearing on said vacation as provided in I.C. 36-7-
16 4-12; and

17 WHEREAS, this body concurs in the recommendation of the
18 City Planning Commission.

19 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
20 THE CITY OF FORT WAYNE, INDIANA:

21 SECTION 1. That the petition filed herein to vacate
22 dedicated right-of-way within the City of Fort Wayne, more
23 specifically described as follows, to-wit:

24 Part of the Southwest Quarter of the Northwest
25 Quarter of Section 27, Township 31 North, Range 12
26 East, Allen County, Indiana, described as follows:
27 Commencing at the Northeast corner of the
28 Southwest Quarter of the Northwest Quarter of said
29 Section 27; thence South 01 degrees 39 minutes 00
30 seconds East along the East line of the Southwest
31 Quarter of the Northwest Quarter of said Section
32 27 (being also the centerline of Harris Road)
425.14 feet; thence South 88 degrees 21 minutes 00
seconds West, 40.00 feet; thence South 01 degrees
39 minutes 00 seconds East, 66.01 feet; thence
Southwesterly 49.84 feet along an arc to the left
having a radius of 333.35 feet, subtended by a
chord having a bearing of South 82 degrees 20
minutes 54 seconds West, and a length of 49.79
feet; thence South 78 degrees 03 minutes 53
seconds West, 49.64 feet; thence Southwesterly
97.75 feet along an arc to the left having a

#358

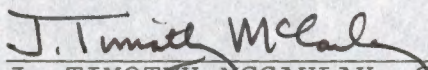
radius of 188.48 feet, subtended by a chord having a bearing of South 63 degrees 12 minutes 27 seconds West, and a length of 96.66 feet; thence Southwesterly 363.16 feet along an arc to the right having a radius of 358.75 feet, subtended by a chord having a bearing of South 77 degrees 21 minutes 00 seconds West, and a length of 347.85 feet; thence Southwesterly 427.49 feet along an arc to the left having a radius of 234.39 feet, subtended by a chord having a bearing of South 54 degrees 06 minutes 00 seconds West, and a length of 370.65 feet; thence South 01 degrees 51 minutes 00 seconds West, 206.61 feet; thence Southwesterly 209.23 feet along an arc to the right having a radius of 262.79 feet, subtended by a chord having a bearing of South 24 degrees 39 minutes 30 seconds West, and a length of 203.74 feet; thence South 47 degrees 28 minutes 00 seconds West, 117.38 feet to the POINT OF BEGINNING; thence South 47 degrees 28 minutes 00 seconds West, 50.00 feet to the Northerly right of way line of Goshen Road; thence North 42 degrees 32 minutes 00 seconds West, along the said right of way line, 66.00 feet; thence North 47 degrees 28 minutes 00 seconds East, 50.00 feet; thence South 42 degrees 32 minutes 00 seconds East, 66.00 feet to the Point of Beginning. The tract described above contains .076 acres, more or less.

and which vacating amends the Thoroughfare Plan of the City Comprehensive ("Master") Plan and is hereby approved in all respects.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, any and all necessary approval by the Mayor.


COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:


J. TIMOTHY MCCAULAY, CITY ATTORNEY

** Public hearing to be held on _____,
the _____ day of _____, 1988,
in the Council Chambers.

Sandra E. Kennedy, City Clerk

PETITION TO VACATE POINT WEST DRIVE

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The Undersigned petitioner does hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following public street within the City of Fort Wayne, Indiana, and hereby described as follows:

Part of the Southwest Quarter of the Northwest Quarter of Section 27, Township 31 North, Range 12 East, Allen County, Indiana, described as follows: Commencing at the Northeast corner of the Southwest Quarter of the Northwest Quarter of said Section 27; thence South $01^{\circ}39'00''$ East along the East line of the Southwest Quarter of the Northwest Quarter of said Section 27 (being also the centerline of Harris Road) 425.14 feet; thence South $88^{\circ}21'00''$ West, 40.00 feet; thence South $01^{\circ}39'00''$ East, 66.01 feet; thence Southwesterly 49.84 feet along an arc to the left having a radius of 333.35 feet, subtended by a chord having a bearing of South $82^{\circ}20'54''$ West, and a length of 49.79 feet; thence South $78^{\circ}03'53''$ West, 49.64 feet; thence Southwesterly 97.75 feet along an arc to the left having a radius of 188.48 feet, subtended by a chord having a bearing of South $63^{\circ}12'27''$ West, and a length of 96.66 feet; thence Southwesterly 363.16 feet along an arc to the right having a radius of 358.75 feet, subtended by a chord having a bearing of South $77^{\circ}21'00''$ West, and a length of 347.85 feet; thence Southwesterly 427.49 feet along an arc to the left having a radius of 234.39 feet, subtended by a chord having a bearing of South $54^{\circ}06'00''$ West, and a length of 370.65 feet; thence South $01^{\circ}51'00''$ West, 206.61 feet; thence Southwesterly 209.23 feet along an arc to the right having a radius of 262.79 feet, subtended by a chord having a bearing of South $24^{\circ}39'30''$ West, and a length of 203.74 feet; thence South $47^{\circ}28'00''$ West, 117.38 feet to the POINT OF BEGINNING; thence South $47^{\circ}28'00''$ West, 50.00 feet to the Northerly Right-of-way line of Goshen Road; thence North $42^{\circ}32'00''$ West, along the said Right-of-way line, 66.00 feet; thence North $47^{\circ}28'00''$ East, 50.00 feet; thence South $42^{\circ}32'00''$ East, 66.00 feet to the Point of Beginning. The tract described above contains .076 acres, more or less.

C.T.
5-31-28

In support thereof, petitioner represents:

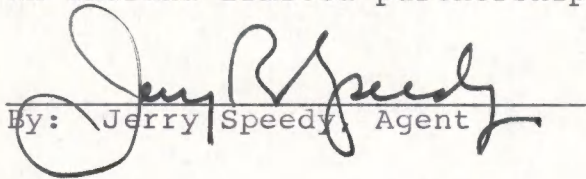
1. That petitioner is the only owner of the real estate bordering both sides of the street.
2. That the street is not necessary as ingress or egress to other properties whatsoever.
3. That said street is unopened and unimproved.
4. That no other person, firm, or corporation is interested in or affected by the requested vacation.
5. That the maintenance of said street is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof.

Your petitioner files this Petition pursuant to the authority granted in Indiana Code, Section 36-7-4-512 in order to complete the vacation as above described.

WHEREFORE, your petitioner prays that the above described street be vacated according to the provisions of the Indiana law pertaining thereto.

DATED THIS 3rd DAY OF June, 1988.

EDWARD ROSE OF INDIANA,
an Indiana limited partnership

By:  Jerry Speedy, Agent

Petitioner's Address:

23999 W. Ten Mile Road, Suite A
P. O. Box 937
Southfield, Michigan 48037

Agent's Address:

6100 Newport Road
P.O. Box 3015
Kalamazoo, Michigan 49003

Read the first time in full and on motion by Redd, seconded by Long, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on 9-12-88, the 19 day of 9-12-88, at o'clock M., E.S.T.

DATE: 9-12-88

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Redd, and duly adopted, placed on its passage. ~~PASSED~~ LOST by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT</u>
<u>TOTAL VOTES</u>	<u> </u>	<u>8</u>	<u> </u>	<u>1</u>	<u> </u>
<u>BRADBURY</u>	<u> </u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>BURNS</u>	<u> </u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>GIAQUINTA</u>	<u> </u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>HENRY</u>	<u> </u>	<u> </u>	<u> </u>	<u>✓</u>	<u> </u>
<u>LONG</u>	<u> </u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>REDD</u>	<u> </u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHMIDT</u>	<u> </u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>STIER</u>	<u> </u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u> </u>	<u>✓</u>	<u> </u>	<u> </u>	<u> </u>

DATE: 9-27-88

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. on the day of , 19 ,

ATTEST:

SEAL

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the day of , 19 , at the hour of o'clock M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this day of , 19 , at the hour of o'clock M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

RECEIPT

COMMUNITY DEVELOPMENT & PLANNING

No 2782

FT. WAYNE, IND., 6-6 1988

RECEIVED FROM

THE SUM OF

ON ACCOUNT OF

Edward Rapp IV \$ 100.00
one hundred & 00/100 DOLLARS

street vacation
for

AUTHORIZED SIGNATURE

#558

ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE Right-Of-Way Vacation Ordinance 5-88-07-23

DEPARTMENT REQUESTING ORDINANCE Land Use Management - CD&P

SYNOPSIS OF ORDINANCE A 50' x 66' strip of right-of-way on the north side
of Goshen Road in approximately the 2300 Block of Goshen Road and abutting the
West Wind Apartments.

EFFECT OF PASSAGE Property is presently dedicated right-of-way. Property will
be vacated and revert to the adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain dedicated right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE (J.N.) _____

Division of Community Development & Planning

BRIEF TITLE

APPROVAL DEADLINE

REASON

Right-Of-Way Vacation Ordinance

DETAILS

Specific Location and/or Address

50' x 66' strip of right of way on the north side of Goshen Road in approximately the 2300 block of Goshen abutting West Wind Apts.

Reason for Project

To ensure Point West Drive is not opened onto Goshen Road.

Discussion (Including relationship to other Council actions)
18 July 1988 - Public Hearing

Jerry Speedy, agent for Edward Rose of IN appeared before the Commission. Mr. Speedy stated that West Wind Apartments were built in phases and that Point West Drive had in the beginning intending to have a cut on Goshen Road where it intersects. He stated that when the project was complete in 1986 they were asked by the City not to build the road as planned and open the intersection at Goshen Road. He stated at that time they were opposed to the change but they did comply with the City's request and instead put in a modified cul-de-sac. He stated they are now concerned that when Harris Road and Goshen Road are signalized the traffic would cut through the complex onto Point West Drive to avoid the light if the intersection were to be opened. He stated they are now requesting that the strip of land be vacated to ensure that this street is not opened onto Goshen Road. He stated they feel that opening this access would be a traffic hazard to the area as well as to the residents of the West Wind Apartments.

Mark Gensic questioned what reasons were given in 1986 that opening this intersection

POSITIONS

RECOMMENDATIONS

Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/ Proponents	Applicant(s) Edward Rose of IN City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	<input type="checkbox"/> For <input checked="" type="checkbox"/> Against Reason Against
Board or Commission Recommendation	By <input type="checkbox"/> For <input checked="" type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions to conditions (See Details column for condition
CITY COUNCIL ACTIONS (For Council use only)	<input type="checkbox"/> Pass <input type="checkbox"/> Other <input type="checkbox"/> Pass (as amended) <input type="checkbox"/> Hold <input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pass

DETAILS

would be unsafe.

Mr. Speedy stated that there is a major grade change going west on Goshen Road. He stated also that there is a structure that sets very close to the intersection of Goshen & Point West and in order to have a proper deceleration lane off of Goshen Road, the decel lane would come within a very few feet of the building.

There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.

25 July 1988 - Business Meeting

Motion was made and seconded that the ordinance be returned to the Common Council with a DO NOT PASS recommendation. Motion carried.

Of the nine (9) members present eight (8) voted in favor of the motion one (1) did not vote.

POLICY/PROGRAM IMPACT

Policy or Program Change	<input type="checkbox"/> No	<input type="checkbox"/> Yes
Operational Impact Assessment		

(This space for further discussion)

Project Start

Date 6 June 1988

Projected Completion or Occupancy

Date 28 July 1988

Fact Sheet Prepared by

Patricia Biancaniello

Date 28 July 1988

Reviewed by

Date

8/3/88

Reference or Case Number

BILL NO. _____

G-88-08-23

held 9/27
why do not pass for vacation.

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the

Thoroughfare Plan of the City Comprehensive ("Master") Plan

by vacating dedicated right-of-way thereof

1) city wants the option to open in the future railroad overpass is abandoned

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION

AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID

(ORDINANCE) (~~RESOLUTION~~) *Do Not Pass*

YES

NO

Janet G. Bradbury

JANET G. BRADBURY

CHAIRPERSON

MARK E. GIAQUINTA

VICE CHAIRMAN

CHARLES B. REDD

Charles B. Redd

DAVID C. LONG

PAUL M. BURNS

David C. Long

Mark E. GiaQuinta

CONCURRED IN

9-27-88

Sandra E. Kennedy

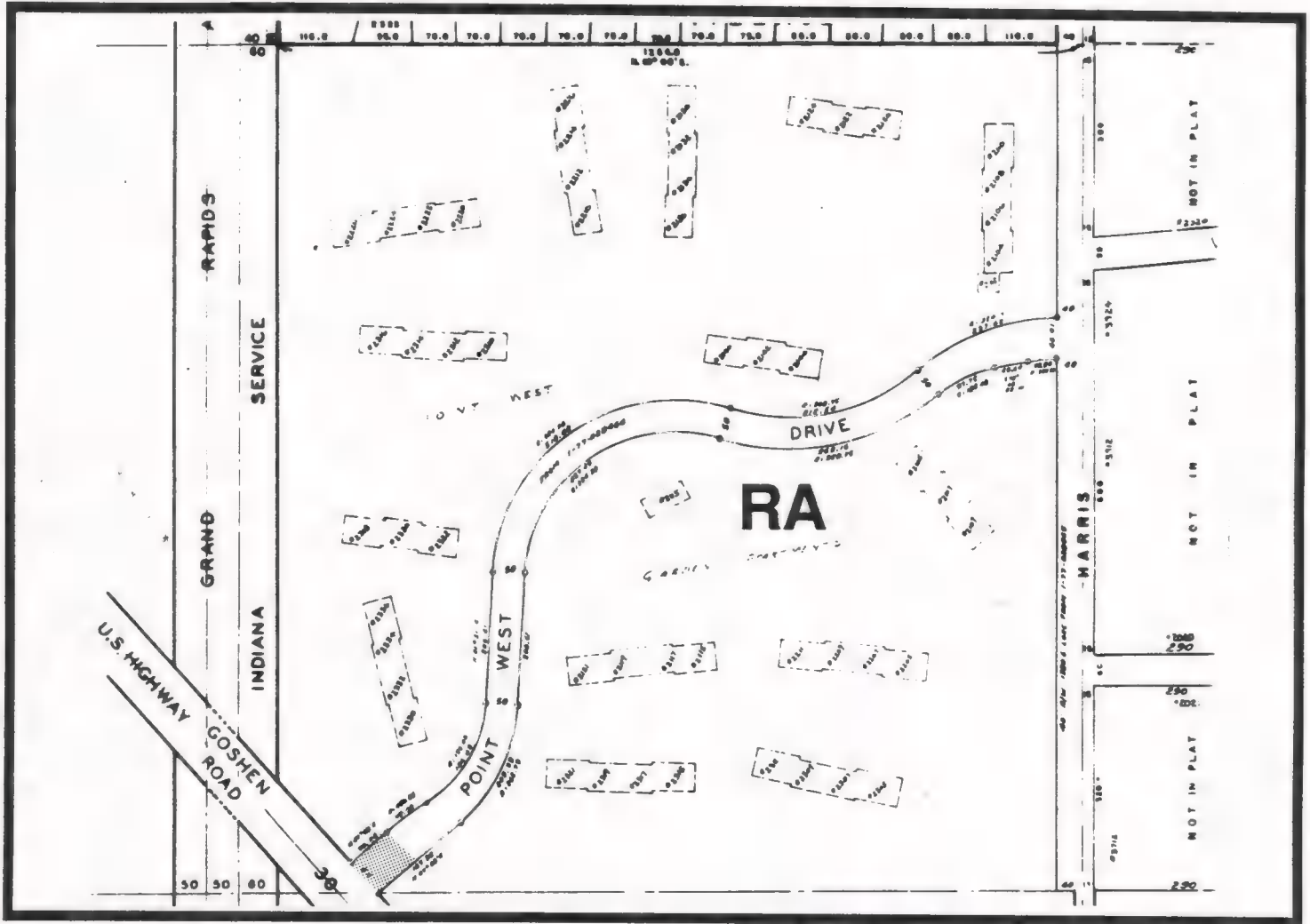
Sandra E. Kennedy
City Clerk

VACATION PETITION #358

A PETITION TO VACATED THE DESCRIBED PUBLIC STREET

MAP NO. J-26

COUNCILMANIC DISTRICT NO. 3



ZONING:

RA RESIDENCE "A"

LAND USE:

☐ MULTI-FAMILY

SCALE: 1"=200'

DATE: 6-24-88



All America City



Most Livable City

THE CITY OF FORT WAYNE

August 10, 1988

Ms. April Minnick
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne IN 46802

Dear Ms. Minnick:

Please give the attached full coverage on the date of August 20, 1988, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. R-88-08-06
Excess User Charge Schedule
Bill No. R-88-08-03 & R-88-08-04
Economic Revitalization Area
Bill No. G-88-06-13
Vacation of a easement
Bill No. G-88-07-23
Right-of-way

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 4

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
BILL NO. G-88-07-23

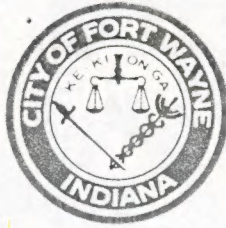
Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, August 23, 1988, at 7:00 P.M. (EST) in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

50' x 66' strip of right of way on the north side of Goshen Road in approximately the 2300 Block of Goshen abutting West Wind Apts. - To ensure Point West Drive is not opened onto Goshen Road.

Part of the Southwest Quarter of the Northwest Quarter of Section 27, Township 31 North, Range 12 East, Allen County, Indiana, described as follows: Commencing at the Northeast corner of the Southwest Quarter of the Northwest Quarter of said Section 27; thence South 01 degrees 39 minutes 00 seconds East along the East line of the Southwest Quarter of the Northwest Quarter of said Section 27 (being also the centerline of Harris Road) 425.14 feet; thence South 88 degrees 21 minutes 00 seconds West, 40.00 feet; thence South 01 degrees 39 minutes 00 seconds East, 66.01 feet; thence Southwesterly 49.84 feet along an arc to the left having a radius of 333.35 feet, subtended by a chord having a bearing of South 82 degrees 20 minutes 54 seconds West, and a length of 49.79 feet; thence South 78 degrees 03 minutes 53 seconds West, 49.64 feet; thence Southwesterly 97.75 feet along an arc to the left having a

radius of 188.48 feet, subtended by a chord having a bearing of South 63 degrees 12 minutes 27 seconds West, and a length of 96.66 feet; thence Southwesterly 363.16 feet along an arc to the right having a radius of 358.75 feet, subtended by a chord having a bearing of South 77 degrees 21 minutes 00 seconds West, and a length of 347.85 feet; thence Southwesterly 427.49 feet along an arc to the left having a radius of 234.39 feet, subtended by a chord having a bearing of South 54 degrees 06 minutes 00 seconds West, and a length of 370.65 feet; thence South 01 degrees 51 minutes 00 seconds West, 206.61 feet; thence Southwesterly 209.23 feet along an arc to the right having a radius of 262.79 feet, subtended by a chord having a bearing of South 24 degrees 39 minutes 30 seconds West, and a length of 203.74 feet; thence South 47 degrees 28 minutes 00 seconds West, 117.38 feet to the POINT OF BEGINNING; thence South 47 degrees 28 minutes 00 seconds West, 50.00 feet to the Northerly right of way line of Goshen Road; thence North 42 degrees 32 minutes 00 seconds West, along the said right of way line, 66.00 feet; thence North 47 degrees 28 minutes 00 seconds East, 50.00 feet; thence South 42 degrees 32 minutes 00 seconds East, 66.00 feet to the Point of Beginning. The tract described above contains .076 acres, more or less.

All America City



Most Livable City

THE CITY OF FORT WAYNE

August 10, 1988

Jerry Speedy
6100 Newport Road
Kalamazoo, MI 49003

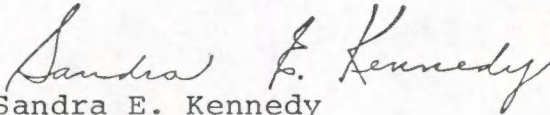
NOTICE OF PUBLIC HEARING ON BILL NO. G-88-07-23

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, August 23, 1988, at 7:00 P.M. (EST) in the Common Council Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

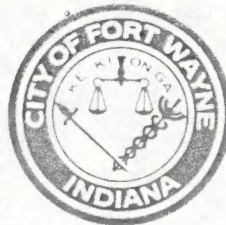
50' x 66' strip of right of way on the north side of Goshen Road in approximately the 2300 block of Goshen abutting West Wind Apts.
To ensure Point West Drive is not opened onto Goshen Road.

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

Fort Wayne Common Council


Sandra E. Kennedy
City Clerk

All America City



Most Livable City

THE CITY OF FORT WAYNE

August 15, 1988

Jerry Speedy
6100 Newport Road
Kalamazoo, MI 49003

NOTICE OF PUBLIC HEARING ON BILL NO. G-88-07-23

Please be advised that the date on the Public Hearing on the above Bill No. G-88-07-23, has been rescheduled for September 13, 1988, at 7:00 P.M. (EST) in the Common Council Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana.

Fort Wayne Common Council

Sandra E. Kennedy
City Clerk

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)	
-- number of equivalent lines	
Head -- number of lines	3
Body -- number of lines	57
Tail -- number of lines	3
Total number of lines in notice	63

COMPUTATION OF CHARGES

63 lines, 1 columns wide equals 63 equivalent lines	
at .330 cents per line	\$ 20.79
Additional charge for notices containing rule or tabular work (50 percent of above amount)	
Charge for extra proofs of publication (\$1.00 for each proof in excess of two)	2.00
TOTAL AMOUNT OF CLAIM	\$ 22.79

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 1
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Trudy Sterling

, 19 88 Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Trudy Sterling who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time , the dates of publication being as follows:
8/20/88

Trudy Sterling

Subscribed and sworn to before me this 20th day of August , 19 88.

Shelley R LaRue

Notary Public

Shelley R. LaRue

March 3, 1990

My commission expires:

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
BILL NO. G-88-07-23
Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, September 13, 1988, at 7:00 P.M. (EST) in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:
50' x 66' strip of right of way on the north side of Goshen Road in approximately the 2300 Block of Goshen abutting West Wind Apts. - To ensure Point West Drive is not opened onto Goshen Road.
Part of the Southwest Quarter of the Northwest Quarter of Section 27, Township 31 North, Range 12 East, Allen County, Indiana, described as follows: Commencing at the Northeast corner of the Southwest Quarter of the Northwest Quarter of said Section 27; thence South 01 degrees 39 minutes 00 seconds East along the East line of the Southwest Quarter of the Northwest Quarter of said Section 27 (being also the centerline of Harris Road) 425.14 feet; thence South 88 degrees 21 minutes 00 seconds West, 40.00 feet; thence South 01 degrees 39 minutes 00 seconds East, 66.01 feet; thence Southwesterly 49.84 feet along an arc to the left having a radius of 333.35 feet, subtended by a chord having a bearing of South 82 degrees 20 minutes 54 seconds West, and a length of 49.79 feet; thence South 78 degrees 03 minutes 53 seconds West, 49.64 feet; thence Southwesterly 97.75 feet along an arc to the left having a radius of 188.48 feet, subtended by a chord having a bearing of South 63 degrees 12 minutes 27 seconds West, and a length of 96.66 feet; thence Southwesterly 363.16 feet along an arc to the right having a radius of 358.75 feet, subtended by a chord having a bearing of South 77 degrees 21 minutes 00 seconds West, and a length of 347.85 feet; thence Southwesterly 427.49 feet along an arc to the left having a radius of 234.39 feet, subtended by a chord having a bearing of South 54 degrees 06 minutes 00 seconds West, and a length of 370.65 feet; thence South 01 degrees 51 minutes 00 seconds West, 206.61; thence Southwesterly 209.23 feet along an arc to the right having a radius of 262.79 feet, subtended by a chord having bearing of South 24 degrees 39 minutes 30 seconds West, and a length of 203.74 feet; thence South 47 degrees 28 minutes 00 seconds West, 117.38 feet to the POINT OF BEGINNING; thence South 47 degrees 28 minutes 00 seconds West, 50.00 feet to the Northly right of way line of Goshen Road; thence North 42 degrees 32 minutes 00 seconds West, along the said right of way line, 66.00 feet; thence North 47 degrees 28 minutes 00 seconds East, 50.00 feet; thence South 42 degrees 32 minutes 00 seconds East, 66.00 feet to the Point of Beginning. The tract described above contains .076 acres, more or less.
All interested persons are invited to attend and be heard at the public hearing.
Fort Wayne Common Council
Sandra E. Kennedy
City Clerk

Ft. Wayne Common Council

(Governmental Unit)

Allen

County, Indiana

To:

The News-Sentinel

Dr.

P.O. Box 100

Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

3

57

3

63

COMPUTATION OF CHARGES

63 lines, 1 columns wide equals 63 equivalent lines
at .330 cents per line

\$ 20.79

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

2.00

TOTAL AMOUNT OF CLAIM

\$ 22.79

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Trudy Sterling

Clerk

, 19 88

Title:

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
BILL NO. G-88-07-23

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, September 13, 1988, at 7:00 P.M. (EST) in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

50' x 66' strip of right of way on the north side of Goshen Road in approximately the 2300 Block of Goshen abutting West Wind Apts. - To ensure Point Drive is not opened onto Goshen Road.

Part of the Southwest Quarter of the Northwest Quarter of Section 27, Township 31 North, Range 12 East, Allen County, Indiana, described as follows: Commencing at the Northeast corner of the Southwest Quarter of the Northwest Quarter of said Section 27; thence South 01 degrees 39 minutes 00 seconds East along the East line of the Southwest Quarter of the Northwest Quarter of said Section 27 (being also the centerline of Harris Road) 425.14 feet; thence South 88 degrees 21 minutes 00 seconds West, 40.00 feet; thence South 01 degrees 39 minutes 00 seconds East, 66.01 feet; thence Southwesterly 49.84 feet along an arc to the left having a radius of 333.35 feet, subtended by a chord having a bearing of South 82 degrees 20 minutes 54 seconds West, and a length of 49.79 feet; thence South 78 degrees 03 minutes 53 seconds West, 49.64 feet; thence Southwesterly 97.75 feet along an arc to the left having a radius of 188.48 feet, subtended by a chord having a bearing of South 63 degrees 12 minutes 27 seconds West, and a length of 96.66 feet; thence Southwesterly 363.16 feet along an arc to the right having a radius of 358.75 feet, subtended by a chord having a bearing of South 77 degrees 21 minutes 00 seconds West, and a length of 347.65 feet; thence Southwesterly 427.49 feet along an arc to the left having a radius of 234.39 feet, subtended by a chord having a bearing of South 54 degrees 08 minutes 00 seconds West, and a length of 370.65 feet; thence South 01 degrees 51 minutes 00 seconds West, 206.61 feet; thence Southwesterly 209.23 feet along an arc to the right having a radius of 262.79 feet, subtended by a chord having a bearing of South 24 degrees 39 minutes 30 seconds West, and a length of 203.74 feet; thence South 47 degrees 28 minutes 00 seconds West, 117.38 feet to the POINT OF BEGINNING; thence South 47 degrees 28 minutes 00 seconds West, 50.00 feet to the North right of way line of Goshen Road; thence North 42 degrees 32 minutes 00 seconds West, along the said right of way line, 68.00 feet; thence North 47 degrees 28 minutes 00 seconds East, 50.00 feet; thence South 42 degrees 32 minutes 00 seconds East, 68.00 feet to the Point of Beginning. The tract described above contains .076 acres, more or less.

All interested persons are invited to attend and be heard at the public hearing.

Fort Wayne Common Council
Sandra E. Kennedy
City Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Trudy Sterling who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time, the dates of publication being as follows:

8/20/88

Subscribed and sworn to before me this 20th day of August, 19 88.*Shelley R. LaRue*

Notary Public

Shelley R. LaRue

My commission expires: March 3, 1990